

BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:)
)
ILLINOIS BELL TELEPHONE COMPANY)
) No. 08-0249
Annual rate filing for)
noncompetitive services under)
an alternative form of)
regulation.)

Chicago, Illinois
April 15, 2008

Met, pursuant to notice, at 10:00 a.m.

BEFORE :

Ms. Eve Moran, Administrative Law Judge

APPEARANCES :

MS. LOUISE A. SUNDERLAND
225 West Randolph Street, Suite 25D
Chicago, IL 60606
(847) 256-6902
for Illinois Bell Telephone Company;

MS. SUSAN L. SATTER
100 West Randolph Street, 11th Floor
Chicago, IL 60601
(312) 814-1104
for the People of the State of Illinois;

MS. JULIE SODERNA
208 South LaSalle Street, Suite 1760
Chicago, IL 60604
(312) 263-4282
for the Citizens Utility Board;

1 APPEARANCES (cont.):

2 MS. MEGAN C. McNEILL
3 160 North LaSalle Street, Suite C-800
4 Chicago, IL 60601
5 (312) 793-8185
6 for ICC Staff.

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I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>Re-direct</u>	<u>Re-cross</u>	<u>By Examiner</u>
None.					

E X H I B I T S

<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
None.		

1 JUDGE MORAN: Pursuant to the direction of the
2 Illinois Commerce Commission, I call Docket 08-0249.
3 This is Illinois Bell Telephone Company's annual rate
4 filing for noncompetitive services under an
5 alternative form of regulation.

6 May I have the appearances for the
7 record, please.

8 MS. SUNDERLAND: On behalf of Illinois Bell
9 Telephone Company, Louise A. Sunderland, 225 West
10 Randolph Street, Chicago, Illinois, 60606.

11 And for the court reporter, I know I
12 put down AT&T Illinois as the person I'm appearing
13 for, but officially I'm really Illinois Bell
14 Telephone Company.

15 MS. SODERNA: Appearing on behalf of the
16 Citizens Utility Board, Julie Soderna, 208 South
17 LaSalle, Suite 1760, Chicago, Illinois, 60604.

18 MS. SATTER: Appearing on behalf of the People
19 of the State of Illinois, Susan L. Satter, 100 West
20 Randolph Street, Chicago, Illinois, 60601.

21 MS. McNEILL: Appearing on behalf of Staff of
22 the Illinois Commerce Commission, Megan McNeill,

1 160 North LaSalle, Chicago, Illinois, 60601.

2 JUDGE MORAN: And let the record reflect that
3 those are all the appearances for today.

4 The first matter are petitions for
5 intervention into this matter. And who has filed
6 that? That would be the Attorney General, CUB?

7 MS. SODERNA: I believe we have one on file,
8 yeah.

9 JUDGE MORAN: Are there any objections either
10 to the petition to intervene by the Attorney General
11 or the petition to intervene by the Citizens Utility
12 Board?

13 MS. SUNDERLAND: No objections.

14 MS. McNEILL: No objections from Staff.

15 JUDGE MORAN: Hearing no objections, those two
16 petitions to intervene are granted.

17 And I believe that the parties have
18 discussed a schedule for this case, and do all
19 parties agree to that schedule?

20 MS. SUNDERLAND: Yes.

21 MS. McNEILL: Yes.

22 MS. SODERNA: Uh-huh.

1 JUDGE MORAN: And would someone like to present
2 that schedule into the record?

3 MS. SUNDERLAND: The agreed-upon schedule is as
4 follows: Discovery ends May 2nd. Staff and
5 intervenor comments are also due on May 2nd. AT&T
6 Illinois' reply comments and any other party who
7 wishes to file reply comments, those are due on
8 May 16th. The proposed order, we are establishing a
9 target date of May 27th, but that's obviously up to
10 the Administrative Law Judge. Briefs on exceptions
11 would be due June 6th. And reply briefs on
12 exceptions are due June 13th.

13 JUDGE MORAN: And that schedule is acceptable
14 to everyone?

15 MS. McNEILL: Yes.

16 MS. SODERNA: Uh-huh.

17 JUDGE MORAN: It is also being accepted here by
18 the Administrative Law Judge, and that will be the
19 schedule for this proceeding.

20 Are there any other dates that we need
21 to meet? There's no time for a status in between
22 then. Then what I think -- let me see that for a

1 minute.

2 I'm trying to remember how we did it
3 last year, whether -- this will all be done on
4 comments -- whether we would mark the record heard
5 and taken today or mark the record heard and taken
6 after the comments are due. I think I would probably
7 prefer the latter.

8 MS. McNEILL: I think I was looking at the
9 order from the last year, and it was after the
10 comments, I believe.

11 JUDGE MORAN: Thank you. And that would be my
12 preferred route, too.

13 So once the final set of comments are
14 in, we will mark the record heard and taken. We do
15 not need to continue this matter, however, to another
16 date unless there's some unforeseen circumstances and
17 then the parties will let me know that.

18 Okay. Is there anything else that we
19 need to discuss?

20 MS. McNEILL: Nothing from Staff.

21 MS. SUNDERLAND: Nothing from AT&T.

22 JUDGE MORAN: In that case, then I will

1 continue this matter generally or until the date that
2 the final round of comments are due.

3 Thank you very much.

4 (Whereupon, a discussion was had
5 off the record.)

6 JUDGE MORAN: I'm re-opening docket 08-0249.
7 All the parties who have entered appearances are
8 still in the room. And there has been some
9 discussion of confidentiality by all the parties that
10 will now be put on record by Ms. Sunderland.

11 MS. SUNDERLAND: Yes. In the petition that
12 Illinois Bell Telephone Company filed to initiate
13 this proceeding, certain of the exhibits and
14 schedules were designated proprietary.

15 In addition in the comments cycle,
16 there may be information which is discussed by the
17 parties which is based on the proprietary information
18 or otherwise involves proprietary information
19 produced by the company. Consistent with prior
20 practice, the company is requesting -- oh, let me go
21 back.

22 In order to facilitate discovery, the

1 parties -- AT&T Illinois has provided a proprietary
2 agreement to the parties which has allowed
3 information to be exchanged. AT&T is here requesting
4 that the Commission follow its practice in prior
5 annual rate filing proceedings to take the
6 proprietary issue with the case, and we hereby
7 request that the Commission include appropriate
8 findings and ordering paragraphs protecting the
9 information which either AT&T Illinois or another
10 party has designated as proprietary.

11 MS. SATTER: I would just like to comment that
12 it's my understanding under the rules that there
13 ordinarily is a protective order when things are kept
14 out of the record which they will be in this case if
15 we're consistent with past practice. If an issue
16 arises where there's some dispute about proprietary
17 treatment, then we'll have to bring it to the ALJ's
18 attention.

19 JUDGE MORAN: Absolutely.

20 MS. SATTER: Ordinarily that's why you have the
21 order. The protective order would have a process in
22 place. We have signed a proprietary agreement. We

1 recognize that certain items have been treated as
2 proprietary in the past. But we did want to reserve
3 that opportunity in the event there is a dispute
4 going forward.

5 MS. SUNDERLAND: Sure.

6 JUDGE MORAN: And I'm making a further request
7 in terms of the final round of comments.

8 MS. SUNDERLAND: Yes.

9 JUDGE MORAN: That the company, Illinois Bell
10 Telephone Company, give proposed draft language for
11 that confidentiality.

12 MS. SUNDERLAND: Oh, sure.

13 JUDGE MORAN: And is there anything further?

14 MS. McNEILL: Nothing from Staff.

15 JUDGE MORAN: Okay. With that, we are
16 continued generally. Thank you.

17 (Whereupon, the above-entitled
18 matter was continued sine die.)

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